Case 7:05-cv-00737-CS-LMS Document 119-3 Filed 11/26/2008 Page 1 of 2

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

JANE DOE, as legal guardian of JOHN DOE, an infant,

Plaintiff,

-against-

THE CHILDREN'S VILLAGE, WESTCHESTER COUNTY, WESTCHESTER COUNTY DEPARTMENT OF SOCIAL SERVICES, JASON BROWN, and ELLIOT PERRYMAN,

Defendants.

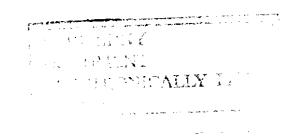
Index No: 05 Civ. 737 (CLB) (LMS)

ECF Case

ORDER

LISA MARGARET SMITH, Magistrate Judge:

This matter, coming before the Court upon the motion of Defendants The Children's Village, Westchester County and Westchester County Department of Social Services (collectively, "Move Defendants") for an order directing the Westchester County Office of the District Attorney (the "District Attorney") to partially unseal the file of the criminal case *The People of the State of New York v. Jason Brown*, Indictment No. 1597-03) (the "Criminal Action"), and permit the Moving Defendants access to inspect and copy photographs and digital images taken of the anus and rectal area of the alleged injured victim in this action, John Doe, taken by Dr. Barbara Griffith at her offices in Yonkers, New York and at St. Joseph's Medical Center in Yonkers, New York, and purportedly depict injuries allegedly sustained by John Doe as a result of the alleged underlying incident that took place on November 20, 2003.



Case 7:05-cv-00737-ER-LMS Document 120 Filed 12/17/08 Page 2 of 2

Is it hereby ordered that,

Dorket# (19

1. The application of the Moving Defendants is hereby granted, and the District Attorney is directed to permit the Moving Defendants to have access to and copy the requested photographs and digital images.

2. Production of the photographs and digital images pursuant to this order shall be made by December 31, 2008.

Dated: December 1, 2008 White Plains, New York

Lisa Margaret Smith

United States Magistrate Judge